



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB1947

Introduced 2/23/2007, by Rep. Angelo Saviano

#### SYNOPSIS AS INTRODUCED:

225 ILCS 105/0.05	
225 ILCS 105/0.10 new	
225 ILCS 105/1	from Ch. 111, par. 5001
225 ILCS 105/6	from Ch. 111, par. 5006
225 ILCS 105/7	from Ch. 111, par. 5007
225 ILCS 105/8	from Ch. 111, par. 5008
225 ILCS 105/10	from Ch. 111, par. 5010
225 ILCS 105/10.5	
225 ILCS 105/11	from Ch. 111, par. 5011
225 ILCS 105/12	from Ch. 111, par. 5012
225 ILCS 105/13	from Ch. 111, par. 5013
225 ILCS 105/15	from Ch. 111, par. 5015
225 ILCS 105/16	from Ch. 111, par. 5016
225 ILCS 105/25.1	
225 ILCS 105/26	from Ch. 111, par. 5026
225 ILCS 105/7.5 rep.	

Amends the Professional Boxing Act to provide for the regulation of martial art and mixed martial art matches and exhibitions. Requires a promoter to submit to the Department, after making initial application to conduct an event and within 10 days of a scheduled event, proof of insurance for not less than \$50,000 (instead of \$10,000) for each contestant participating in a contest or exhibition. Makes other changes. Repeals a Section concerning ultimate fighting exhibitions.

LRB095 11354 RAS 32103 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Professional Boxing Act is amended by  
5 changing Sections 0.05, 1, 6, 7, 8, 10, 10.5, 11, 12, 13, 15,  
6 16, 25.1, and 26 and by adding Section 0.10 as follows:

7 (225 ILCS 105/0.05)

8 (Section scheduled to be repealed on January 1, 2012)

9 Sec. 0.05. Declaration of public policy. Professional  
10 boxing and other contests in the State of Illinois are ~~is~~  
11 hereby declared to affect the public health, safety, and  
12 welfare and to be subject to regulation and control in the  
13 public interest. It is further declared to be a matter of  
14 public interest and concern that boxing and other contests, as  
15 defined in this Act, merit and receive the confidence of the  
16 public and that only qualified persons be authorized to  
17 participate in boxing and other contests in the State of  
18 Illinois. This Act shall be liberally construed to best carry  
19 out these objects and purposes.

20 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

21 (225 ILCS 105/0.10 new)

22 (Section scheduled to be repealed on January 1, 2012)

1       Sec. 0.10. References to Department or Director of  
2 Professional Regulation. References in this Act (i) to the  
3 Department of Professional Regulation are deemed, in  
4 appropriate contexts, to be references to the Department of  
5 Financial and Professional Regulation and (ii) to the Director  
6 of Professional Regulation are deemed, in appropriate  
7 contexts, to be references to the Secretary of Financial and  
8 Professional Regulation.

9           (225 ILCS 105/1) (from Ch. 111, par. 5001)

10          (Section scheduled to be repealed on January 1, 2012)

11          Sec. 1. Short title and definitions.

12          (a) This Act may be cited as the Professional Boxing Act.

13          (b) As used in this Act:

14           1. "Department" means the Department of Financial and  
15 Professional Regulation.

16           2. "Secretary" "~~Director~~" means the Secretary ~~Director~~  
17 of Financial and Professional Regulation.

18           3. "Board" means the State Professional Boxing Board  
19 appointed by the Secretary ~~Director~~.

20           4. "License" means the license issued for ~~boxing~~  
21 promoters, contestants, or officials in accordance with  
22 this Act.

23           5. (Blank).

24           6. "Contest" means a "~~Boxing Contests~~" include  
25 professional boxing, martial art, or mixed martial art

1        match or exhibition ~~matches and exhibitions.~~

2            7. (Blank).

3            8. (Blank).

4            9. "Permit" means the authorization from the  
5 Department to a promoter to conduct ~~professional boxing~~  
6 contests.

7            10. "Promoter" means a person who is licensed and who  
8 holds a permit to conduct ~~professional boxing~~ contests.

9            11. Unless the context indicates otherwise, "person"  
10 includes an association, partnership, corporation,  
11 gymnasium, or club.

12            12. (Blank).

13            13. (Blank). ~~"Ultimate fighting exhibition" has the~~  
14 ~~meaning given by rule adopted by the Department in~~  
15 ~~accordance with Section 7.5.~~

16            14. (Blank). ~~"Professional boxer" means a person~~  
17 ~~licensed by the Department who competes for a money prize,~~  
18 ~~purse, or other type of compensation in a boxing contest,~~  
19 ~~exhibition, or match held in Illinois.~~

20            15. "Judge" means a person licensed by the Department  
21 who is at ringside during a ~~boxing~~ match and who has the  
22 responsibility of scoring the performance of the  
23 participants in the contest.

24            16. "Referee" means a person licensed by the Department  
25 who has the general supervision of a ~~boxing~~ contest and is  
26 present inside of the ring during the contest.

1           17. "Amateur" means a person who has never received or  
2 competed for any purse or other article of value, either  
3 for participating in any ~~boxing~~ contest or for the expenses  
4 of training therefor, other than a prize that does not  
5 exceed \$50 in value.

6           18. "Contestant" means a person licensed by the  
7 Department who competes for a money prize, purse, or other  
8 type of compensation in a contest, exhibition, or match  
9 held in Illinois ~~an individual who participates in a boxing~~  
10 ~~contest.~~

11           19. "Second" means a person licensed by the Department  
12 who is present at any ~~boxing~~ contest to provide assistance  
13 or advice to a contestant ~~boxer~~ during the contest.

14           20. "Matchmaker" means a person licensed by the  
15 Department who brings together contestants ~~professional~~  
16 ~~boxers~~ or procures matches or contests for contestants  
17 ~~professional boxers.~~

18           21. "Manager" means a person licensed by the Department  
19 who is not a promoter and who, under contract, agreement,  
20 or other arrangement with any contestant ~~boxer~~, undertakes  
21 to, directly or indirectly, control or administer the  
22 ~~boxing~~ affairs of contestants ~~boxers.~~

23           22. "Timekeeper" means a person licensed by the  
24 Department who is the official timer of the length of  
25 rounds and the intervals between the rounds.

26           23. "Purse" means the financial guarantee or any other

1 remuneration for which contestants are participating in a  
2 ~~boxing~~ contest.

3 24. "Physician" means a person licensed to practice  
4 medicine in all its branches under the Medical Practice Act  
5 of 1987.

6 25. "Martial arts" means a discipline such as, but not  
7 limited to, Karate, Kung Fu, Jujitsu, Muay Thai, Tae Kwon  
8 Do, and Kick-boxing.

9 26. "Mixed martial arts" means the use of a combination  
10 of techniques from different disciplines of the martial  
11 arts, including without limitation grappling, kicking, and  
12 striking.

13 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

14 (225 ILCS 105/6) (from Ch. 111, par. 5006)

15 (Section scheduled to be repealed on January 1, 2012)

16 Sec. 6. Prohibitions. All ~~boxing matches, contests, or~~  
17 ~~exhibits~~ in which physical contact is made ~~including, but not~~  
18 ~~limited to, "ultimate fighting exhibitions",~~ are prohibited in  
19 Illinois unless authorized by the Department. This provision  
20 does not apply to the following:

21 (1) Boxing contests or wrestling exhibitions conducted  
22 by accredited secondary schools, colleges or universities,  
23 although a fee may be charged. Institutions organized to  
24 furnish instruction in athletics are not included in this  
25 exemption.

1           (2) Amateur boxing matches sanctioned by the United  
2 States Amateur Boxing Federation, Inc., ~~or~~ Golden Gloves of  
3 America, or other amateur sanctioning body, as determined  
4 by rule, and, amateur wrestling exhibitions, ~~and amateur or~~  
5 ~~professional martial arts or kick boxing.~~

6           (3) Amateur martial art matches sanctioned by a  
7 sanctioning body approved by the Department, as determined  
8 by rule.

9           (4) Martial art instruction conducted by a martial art  
10 school and contests occurring within or amongst martial art  
11 schools, provided that (i) the contestants do not receive  
12 anything of value for participating other than an award,  
13 trophy, other item of recognition, or a prize that does not  
14 exceed \$50 in value and (ii) no entrance fee is charged to  
15 participate or watch the school contests.

16           ~~The Department shall have the authority to determine~~  
17 ~~whether a contest or exhibition is an exempt martial arts or~~  
18 ~~kick boxing event for purposes of this Section. In determining~~  
19 ~~whether a contest or exhibition is an exempt martial arts or~~  
20 ~~kick boxing event the Department shall consider, but not be~~  
21 ~~limited to, the following factors:~~

22           ~~(i) whether the event is sanctioned by a body~~  
23 ~~independent of the promoters of the contest or exhibition;~~

24           ~~(ii) whether the sanctioning body is exclusively or~~  
25 ~~primarily dedicated to advancing the sport of kick boxing~~  
26 ~~or martial arts;~~

1           ~~(iii) whether the sanctioning body limits~~  
2 ~~participation in its events to its registered members;~~

3           ~~(iv) whether the sanctioning body has a record of~~  
4 ~~enforcing the rules governing a contest or exhibition;~~

5           ~~(v) the record for safety of the sanctioning body;~~

6           ~~(vi) the record for safety of the promoters of the~~  
7 ~~contest or exhibition;~~

8           ~~(vii) whether the promoter of the contest or exhibition~~  
9 ~~has a record of enforcing and abiding by the rules~~  
10 ~~governing a contest or exhibition; and~~

11           ~~(viii) whether the rules for the contest or exhibition~~  
12 ~~provide substantially similar protections for the health,~~  
13 ~~safety and welfare of the contestants and spectators as~~  
14 ~~this Act and its rules.~~

15 (Source: P.A. 93-978, eff. 8-20-04.)

16 (225 ILCS 105/7) (from Ch. 111, par. 5007)

17 (Section scheduled to be repealed on January 1, 2012)

18 Sec. 7. In order to conduct a ~~boxing~~ contest in this State,  
19 a promoter shall obtain a permit issued by the Department in  
20 accordance with this Act and the rules and regulations adopted  
21 pursuant thereto. This permit shall authorize one or more  
22 contests or exhibitions. A permit issued under this Act is not  
23 transferable.

24 (Source: P.A. 92-499, eff. 1-1-02.)

1 (225 ILCS 105/8) (from Ch. 111, par. 5008)

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 8. Permits.

4 (a) A promoter who desires to obtain a permit to conduct a  
5 ~~boxing~~ contest shall apply to the Department at least 20 days  
6 prior to the event, in writing, on forms furnished by the  
7 Department. The application shall be accompanied by the  
8 required fee and shall contain at least the following  
9 information:

10 (1) the names and addresses of the promoter;

11 (2) the name of the matchmaker;

12 (3) the time and exact location of the ~~boxing~~ contest;

13 (4) the seating capacity of the building where the  
14 event is to be held;

15 (5) a copy of the lease or proof of ownership of the  
16 building where the event is to be held;

17 (6) the admission charge or charges to be made; and

18 (7) proof of adequate security measures and adequate  
19 medical supervision, as determined by Department rule, to  
20 ensure the protection of the health and safety of the  
21 general public while attending ~~boxing~~ contests and the  
22 contestants' safety while participating in the events and  
23 any other information that the Department may determine by  
24 rule in order to issue a permit.

25 (b) After the initial application and within 10 days of a  
26 scheduled event, a promoter shall submit to the Department all

1 of the following information:

2 (1) The amount of compensation to be paid to each  
3 participant.

4 (2) The names of the contestants.

5 (3) Proof of insurance for not less than \$50,000  
6 ~~\$10,000~~ for each contestant participating in a ~~boxing~~  
7 contest or exhibition.

8 Insurance required under this subsection shall cover (i)  
9 hospital, medication, physician, and other such expenses as  
10 would accrue in the treatment of an injury as a result of the  
11 ~~boxing~~ contest or exhibition and (ii) payment to the estate of  
12 the contestant in the event of his or her death as a result of  
13 his or her participation in the ~~boxing~~ contest or exhibition.

14 (c) All ~~boxing~~ promoters shall provide to the Department,  
15 at least 24 hours prior to commencement of the event, the  
16 amount of the purse to be paid for the event. The Department  
17 shall promulgate rules for payment of the purse.

18 (d) The ~~boxing~~ contest shall be held in an area where  
19 adequate neurosurgical facilities are immediately available  
20 for skilled emergency treatment of an injured contestant ~~boxer~~.  
21 It is the responsibility of the promoter to ensure that the  
22 building to be used for the event complies with all laws,  
23 ordinances, and regulations in the city, town, or village where  
24 the ~~boxing~~ contest is to be held. The Department may issue a  
25 permit to any promoter who meets the requirements of this Act  
26 and the rules. The permit shall only be issued for a specific

1 date and location of a ~~boxing~~ contest and shall not be  
2 transferable. In an emergency, the Department may allow a  
3 promoter to amend a permit application to hold a ~~boxing~~ contest  
4 in a different location than the application specifies and may  
5 allow the promoter to substitute contestants.

6 (e) The Department shall be responsible for assigning the  
7 judges ~~judge~~, timekeepers, referees, physicians ~~physician~~, and  
8 medical personnel for a ~~boxing~~ contest. It shall be the  
9 responsibility of the promoter to cover the cost of the  
10 individuals utilized at a ~~boxing~~ contest.

11 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

12 (225 ILCS 105/10) (from Ch. 111, par. 5010)

13 (Section scheduled to be repealed on January 1, 2012)

14 Sec. 10. Who must be licensed. In order to participate in  
15 ~~boxing~~ contests the following persons must each be licensed and  
16 in good standing with the Department: (a) promoters, (b)  
17 contestants, (c) seconds, (d) referees, (e) judges, (f)  
18 managers, (g) matchmakers, and (h) timekeepers.

19 Announcers may participate in ~~boxing~~ contests without  
20 being licensed under this Act. It shall be the responsibility  
21 of the promoter to ensure that announcers comply with the Act,  
22 and all rules and regulations promulgated pursuant to this Act.

23 A licensed promoter may not act as, and cannot be licensed  
24 as, a second, contestant ~~boxer~~, referee, timekeeper, judge, or  
25 manager. If he or she is so licensed, he or she must relinquish

1 any of these licenses to the Department for cancellation. A  
2 person possessing a valid promoter's license may act as a  
3 matchmaker.

4 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

5 (225 ILCS 105/10.5)

6 (Section scheduled to be repealed on January 1, 2012)

7 Sec. 10.5. Unlicensed practice; violation; civil penalty.

8 (a) Any person who practices, offers to practice, attempts  
9 to practice, or holds oneself out to practice as a promoter,  
10 ~~professional boxer,~~ contestant, second, referee, judge,  
11 manager, matchmaker, or timekeeper without being licensed  
12 under this Act shall, in addition to any other penalty provided  
13 by law, pay a civil penalty to the Department in an amount not  
14 to exceed \$5,000 for each offense as determined by the  
15 Department. The civil penalty shall be assessed by the  
16 Department after a hearing is held in accordance with the  
17 provisions set forth in this Act regarding the provision of a  
18 hearing for the discipline of a licensee.

19 (b) The Department has the authority and power to  
20 investigate any and all unlicensed activity.

21 (c) The civil penalty shall be paid within 60 days after  
22 the effective date of the order imposing the civil penalty. The  
23 order shall constitute a judgment and may be filed and  
24 execution had thereon in the same manner as any judgment from  
25 any court of record.

1 (Source: P.A. 91-408, eff. 1-1-00.)

2 (225 ILCS 105/11) (from Ch. 111, par. 5011)

3 (Section scheduled to be repealed on January 1, 2012)

4 Sec. 11. Qualifications for license. The Department shall  
5 grant licenses to the following persons if the following  
6 qualifications are met:

7 (A) An applicant for licensure as a contestant in a ~~boxing~~  
8 contest must: (1) be 18 years old, (2) be of good moral  
9 character, (3) file an application stating the applicant's  
10 correct name (and no assumed or ring name may be used unless  
11 such name is registered with the Department along with the  
12 applicant's correct name), date and place of birth, place of  
13 current residence, and a sworn statement that he is not  
14 currently in violation of any federal, State or local laws or  
15 rules governing boxing, martial arts, or mixed martial arts,  
16 (4) file a certificate of a physician licensed to practice  
17 medicine in all of its branches which attests that the  
18 applicant is physically fit and qualified to participate in  
19 ~~boxing~~ contests, and (5) pay the required fee and meet any  
20 other requirements. Applicants over age 35 who have not  
21 competed in a contest within the last 36 months may be required  
22 to appear before the Board to determine their fitness to  
23 participate in a contest. A picture identification card shall  
24 be issued to all contestants ~~boxers~~ licensed by the Department  
25 who are residents of Illinois or who are residents of any

1 jurisdiction, state, or country that does not regulate  
2 professional boxing, martial arts, or mixed martial arts. The  
3 identification card shall be presented to the Department or its  
4 representative upon request at weigh-ins.

5 (B) An applicant for licensure as a ~~boxing~~ referee, judge,  
6 manager, second, matchmaker, or timekeeper must: (1) be of good  
7 moral character, (2) file an application stating the  
8 applicant's name, date and place of birth, and place of current  
9 residence along with a certifying statement that he is not  
10 currently in violation of any federal, State, or local laws or  
11 rules governing boxing, martial arts, or mixed martial arts,  
12 (3) have had satisfactory experience in his field, (4) pay the  
13 required fee, and (5) meet any other requirements as determined  
14 by rule.

15 (C) An applicant for licensure as a ~~boxing~~ promoter must:  
16 (1) be of good moral character, (2) file an application with  
17 the Department stating the applicant's name, date and place of  
18 birth, place of current residence along with a certifying  
19 statement that he is not currently in violation of any federal,  
20 State, or local laws or rules governing boxing, martial arts,  
21 or mixed martial arts, (3) provide proof of a surety bond of no  
22 less than \$5,000 to cover financial obligations pursuant to  
23 this Act, payable to the Department and conditioned for the  
24 payment of the tax imposed by this Act and compliance with this  
25 Act and the rules promulgated pursuant to this Act, (4) provide  
26 a financial statement, prepared by a certified public

1 accountant, showing liquid working capital of \$10,000 or more,  
2 or a \$10,000 performance bond guaranteeing payment of all  
3 obligations relating to the promotional activities, and (5) pay  
4 the required fee and meet any other requirements.

5 In determining good moral character, the Department may  
6 take into consideration any violation of any of the provisions  
7 of Section 16 of this Act and any felony conviction of the  
8 applicant, but such a conviction shall not operate as a bar to  
9 licensure. No license issued under this Act is transferable.

10 The Department may issue temporary licenses as provided by  
11 rule.

12 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

13 (225 ILCS 105/12) (from Ch. 111, par. 5012)

14 (Section scheduled to be repealed on January 1, 2012)

15 Sec. 12. Contests. Each ~~boxing~~ contestant shall be examined  
16 before entering the ring and immediately after each contest by  
17 a physician licensed to practice medicine in all of its  
18 branches. The physician shall determine, prior to the contest,  
19 if each contestant is physically fit to engage in the contest.  
20 After the contest the physician shall examine the contestant to  
21 determine possible injury. If the contestant's physical  
22 condition so indicates, the physician shall recommend to the  
23 Department immediate medical suspension. The physician may, at  
24 any time during the contest, stop the contest to examine a  
25 contestant boxer, and terminate the contest when, in the

1 physician's opinion, continuing the contest could result in  
2 serious injury to the contestant ~~boxer~~. The physician shall  
3 certify to the condition of the contestant in writing, over his  
4 signature on ~~blank~~ forms provided by the Department. Such  
5 reports shall be submitted to the Department in a timely  
6 manner. The physician shall be paid by the promoter a fee fixed  
7 by the Department. No ~~boxing~~ contest shall be held unless a  
8 physician licensed to practice medicine in all of its branches  
9 is in attendance.

10 No contest shall be allowed to begin unless at least one  
11 physician and 2 trained paramedics or 2 nurses who are trained  
12 to administer emergency medical care and at least one ambulance  
13 dedicated solely for the care of contestants are present.

14 No boxing contest shall be more than 12 rounds in length.  
15 The rounds shall not be more than 3 minutes each with a one  
16 minute interval between them, and no boxer shall be allowed to  
17 participate in more than 12 rounds within 72 consecutive hours.  
18 The number and length for all other contests shall be  
19 established by rule. At each ~~boxing~~ contest there shall be a  
20 referee in attendance who shall direct and control the contest.  
21 The referee, before each contest, shall learn the name of the  
22 contestant's chief second and shall hold the chief second  
23 responsible for the conduct of his assistant during the  
24 progress of the contest.

25 There shall be 2 judges in attendance at all boxing  
26 contests who shall render a decision at the end of each

1 contest. The decision of the judges, taken together with the  
2 decision of the referee, is final; or, 3 judges shall score the  
3 contest with the referee not scoring. The method of scoring  
4 shall be set forth in rules. The number of judges required and  
5 the manner of scoring for all other contests shall be set by  
6 rule.

7 Judges, referees, or timekeepers for contests shall be  
8 assigned by the Department. The Department or its  
9 representative shall have discretion to declare a prize,  
10 remuneration, or purse or any part of it belonging to the  
11 contestant withheld if in the judgment of the Department or its  
12 representative the contestant is not honestly competing. The  
13 Department shall have the authority to prevent a contest ~~or~~  
14 ~~exhibition~~ from being held and shall have the authority to stop  
15 a contest ~~fight~~ for noncompliance with any part of this Act or  
16 rules or when, in the judgment of the Department, or its  
17 representative, continuation of the event would endanger the  
18 health, safety, and welfare of the contestants or spectators.  
19 The Department's authority to stop a ~~fight~~ contest ~~or~~  
20 ~~exhibition~~ on the basis that the contest ~~fight~~ would endanger  
21 the health, safety, and welfare of the contestants or  
22 spectators shall extend to any ~~fight~~ contest ~~or exhibition~~,  
23 regardless of whether that ~~fight~~ contest ~~or exhibition~~ is  
24 exempted from the prohibition in Section 6 of this Act.

25 (Source: P.A. 92-499, eff. 1-1-02; 93-978, eff. 8-20-04.)

1 (225 ILCS 105/13) (from Ch. 111, par. 5013)

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 13. Tickets; tax. Tickets to ~~boxing~~ contests, other  
4 than a ~~boxing~~ contest conducted at premises with an indoor  
5 seating capacity of more than 17,000, shall be printed in such  
6 form as the Department shall prescribe. A certified inventory  
7 of all tickets printed for any ~~boxing~~ contest shall be mailed  
8 to the Department by the promoter not less than 7 days before  
9 the ~~boxing~~ contest. The total number of tickets printed shall  
10 not exceed the total seating capacity of the premises in which  
11 the ~~boxing~~ contest is to be held. No tickets of admission to  
12 any ~~boxing~~ contest, other than a ~~boxing~~ contest conducted at  
13 premises with an indoor seating capacity of more than 17,000,  
14 shall be sold except those declared on an official ticket  
15 inventory as described in this Section.

16 A promoter who conducts a ~~boxing~~ contest under this Act,  
17 other than a ~~boxing~~ contest conducted at premises with an  
18 indoor seating capacity of more than 17,000, shall, within 24  
19 hours after a ~~boxing~~ contest: (1) furnish to the Department a  
20 written report verified by the promoter or his authorized  
21 designee showing the number of tickets sold for the ~~boxing~~  
22 contest or the actual ticket stubs and the amount of the gross  
23 proceeds thereof; and (2) pay to the Department a tax of 10% of  
24 the first \$500,000 of gross receipts from the sale of admission  
25 tickets, to be placed in the General Revenue Fund.

26 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

1 (225 ILCS 105/15) (from Ch. 111, par. 5015)

2 (Section scheduled to be repealed on January 1, 2012)

3 Sec. 15. Inspectors. The Director may appoint ~~boxing~~  
4 inspectors to assist the Department staff in the administration  
5 of the Act. Each inspector ~~boxing instructor~~ appointed by the  
6 Director shall receive compensation for each day he or she is  
7 engaged in the transacting of business of the Department. Each  
8 inspector shall carry a card issued by the Department to  
9 authorize him or her to act in such capacity. The inspector or  
10 inspectors shall supervise each contest to ensure that the  
11 provisions of the Act are strictly enforced. The inspectors  
12 shall also be present at the counting of the gross receipts and  
13 shall immediately deliver to the Department the official box  
14 office statement as required by Section 13.

15 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

16 (225 ILCS 105/16) (from Ch. 111, par. 5016)

17 (Section scheduled to be repealed on January 1, 2012)

18 Sec. 16. Discipline and sanctions.

19 (a) The Department may refuse to issue a permit or license,  
20 refuse to renew, suspend, revoke, reprimand, place on  
21 probation, or take such other disciplinary action as the  
22 Department may deem proper, including the imposition of fines  
23 not to exceed \$5,000 for each violation, with regard to any  
24 license for one or any combination of the following reasons:

1 (1) gambling, betting, or wagering on the result of or  
2 a contingency connected with a ~~boxing~~ contest or permitting  
3 such activity to take place;

4 (2) participating in or permitting a sham or fake  
5 ~~boxing~~ contest;

6 (3) holding the ~~boxing~~ contest at any other time or  
7 place than is stated on the permit application;

8 (4) permitting any contestant other than those stated  
9 on the permit application to participate in a ~~boxing~~  
10 contest, except as provided in Section 9;

11 (5) violation or aiding in the violation of any of the  
12 provisions of this Act or any rules or regulations  
13 promulgated thereto;

14 (6) violation of any federal, State or local laws of  
15 the United States or other jurisdiction governing ~~boxing~~  
16 contests or any regulation promulgated pursuant thereto;

17 (7) charging a greater rate or rates of admission than  
18 is specified on the permit application;

19 (8) failure to obtain all the necessary permits,  
20 registrations, or licenses as required under this Act;

21 (9) failure to file the necessary bond or to pay the  
22 gross receipts tax as required by this Act;

23 (10) engaging in dishonorable, unethical or  
24 unprofessional conduct of a character likely to deceive,  
25 defraud or harm the public, or which is detrimental to  
26 honestly conducted ~~boxing~~ contests;

1           (11) employment of fraud, deception or any unlawful  
2 means in applying for or securing a permit or license under  
3 this Act;

4           (12) permitting a physician making the physical  
5 examination to knowingly certify falsely to the physical  
6 condition of a contestant;

7           (13) permitting contestants of widely disparate  
8 weights or abilities to engage in ~~boxing~~ contests;

9           (14) participating in a contest as a contestant ~~boxing~~  
10 while under medical suspension in this State or in any  
11 other state, territory or country;

12           (15) physical illness, including, but not limited to,  
13 deterioration through the aging process, or loss of motor  
14 skills which results in the inability to participate in  
15 ~~boxing~~ contests with reasonable judgment, skill, or  
16 safety;

17           (16) allowing one's license or permit issued under this  
18 Act to be used by another person;

19           (17) failing, within a reasonable time, to provide any  
20 information requested by the Department as a result of a  
21 formal or informal complaint;

22           (18) professional incompetence;

23           (19) failure to file a return, or to pay the tax,  
24 penalty or interest shown in a filed return, or to pay any  
25 final assessment of tax, penalty or interest, as required  
26 by any tax Act administered by the Illinois Department of

1 Revenue, until such time as the requirements of any such  
2 tax Act are satisfied;

3 (20) (blank); ~~holding or promoting an ultimate~~  
4 ~~fighting exhibition, or participating in an ultimate~~  
5 ~~fighting exhibition as a promoter, contestant, referee,~~  
6 ~~judge, scorer, manager, trainer, announcer, or timekeeper;~~

7 (21) habitual or excessive use or addiction to alcohol,  
8 narcotics, stimulants, or any other chemical agent or drug  
9 that results in an inability to participate in an event; or

10 (22) failure to stop a contest or exhibition when  
11 requested to do so by the Department.

12 (b) The determination by a circuit court that a licensee is  
13 subject to involuntary admission or judicial admission as  
14 provided in the Mental Health and Developmental Disabilities  
15 Code operates as an automatic suspension. The suspension will  
16 end only upon a finding by a court that the licensee is no  
17 longer subject to involuntary admission or judicial admission,  
18 issuance of an order so finding and discharging the licensee,  
19 and upon the recommendation of the Board to the Director that  
20 the licensee be allowed to resume his or her practice.

21 (c) In enforcing this Section, the Board, upon a showing of  
22 a possible violation, may compel any individual licensed to  
23 practice under this Act, or who has applied for licensure  
24 pursuant to this Act, to submit to a mental or physical  
25 examination, or both, as required by and at the expense of the  
26 Department. The examining physicians or clinical psychologists

1 shall be those specifically designated by the Board. The Board  
2 or the Department may order the examining physician or clinical  
3 psychologist to present testimony concerning this mental or  
4 physical examination of the licensee or applicant. No  
5 information shall be excluded by reason of any common law or  
6 statutory privilege relating to communications between the  
7 licensee or applicant and the examining physician or clinical  
8 psychologist. Eye examinations may be provided by a licensed  
9 and certified therapeutic optometrist. The individual to be  
10 examined may have, at his or her own expense, another physician  
11 of his or her choice present during all aspects of the  
12 examination. Failure of any individual to submit to a mental or  
13 physical examination, when directed, shall be grounds for  
14 suspension of a license until such time as the individual  
15 submits to the examination if the Board finds, after notice and  
16 hearing, that the refusal to submit to the examination was  
17 without reasonable cause.

18 (d) If the Board finds an individual unable to practice  
19 because of the reasons set forth in this Section, the Board  
20 shall require the individual to submit to care, counseling, or  
21 treatment by physicians or clinical psychologists approved or  
22 designated by the Board, as a condition, term, or restriction  
23 for continued, reinstated, or renewed licensure, or in lieu of  
24 care, counseling, or treatment, the Board may recommend to the  
25 Department to file a complaint to immediately suspend, revoke,  
26 or otherwise discipline the license of the individual. Any

1 individual whose license was granted pursuant to this Act, or  
2 continued, reinstated, renewed, disciplined, or supervised,  
3 subject to such conditions, terms, or restrictions, who shall  
4 fail to comply with such conditions, terms, or restrictions,  
5 shall be referred to the Director for a determination as to  
6 whether the individual shall have his or her license suspended  
7 immediately, pending a hearing by the Board.

8 (Source: P.A. 91-408, eff. 1-1-00; 92-499, eff. 1-1-02.)

9 (225 ILCS 105/25.1)

10 (Section scheduled to be repealed on January 1, 2012)

11 Sec. 25.1. Medical Suspension. A licensee who is determined  
12 by the examining physician to be unfit to compete or officiate  
13 shall be immediately suspended until it is shown that he or she  
14 is fit for further competition or officiating. If the licensee  
15 disagrees with a medical suspension set at the discretion of  
16 the ringside physician, he or she may request a hearing to show  
17 proof of fitness. The hearing shall be provided at the earliest  
18 opportunity after the Department receives a written request  
19 from the licensee.

20 If the referee has rendered a decision of technical  
21 knockout against a ~~boxing~~ contestant or if the contestant is  
22 knocked out other than by a blow to the head, the ~~boxing~~  
23 contestant shall be immediately suspended for a period of not  
24 less than 30 days. In a mixed martial art contest, if the  
25 contestant has tapped out or has submitted, the referee shall

1 stop the contest and the ringside physician shall determine the  
2 length of suspension.

3 If the ~~boxing~~ contestant has been knocked out by a blow to  
4 the head, he or she shall be suspended immediately for a period  
5 of not less than 45 days.

6 Prior to reinstatement, any ~~boxing~~ contestant suspended  
7 for his or her medical protection shall satisfactorily pass a  
8 medical examination upon the direction of the Department. The  
9 examining physician may require any necessary medical  
10 procedures during the examination.

11 (Source: P.A. 91-408, eff. 1-1-00.)

12 (225 ILCS 105/26) (from Ch. 111, par. 5026)

13 (Section scheduled to be repealed on January 1, 2012)

14 Sec. 26. Home rule pre-emption. It is declared to be the  
15 public policy of this State, pursuant to subsection (h) of  
16 Section 6 of Article VII of the Illinois Constitution of 1970,  
17 that any power or function set forth in this Act to be  
18 exercised by the State, ~~including the regulation of ultimate~~  
19 ~~fighting exhibitions,~~ is an exclusive State power or function.  
20 Such power or function shall not be exercised concurrently,  
21 either directly or indirectly, by any unit of local government,  
22 including home rule units, except as otherwise provided in this  
23 Act.

24 (Source: P.A. 89-578, eff. 7-30-96.)

1 (225 ILCS 105/7.5 rep.)

2 Section 10. The Professional Boxing Act is amended by

3 repealing Section 7.5.